Sectt. II-37—100,000—[illegible]-5-52.

2

Home (1952) Department.

Ms SERIES.

G.O. No. 2901

Dated 8. 8. 52

[Despatch Abstract.]

Jails-Subjails-Hunger strike-Submission of daily reports after the prisoners are admitted in hospitals.-Instructions-Issued-Papers recorded.

Government of Madras.

**

Home Department

**

Memorandum No.115974 Pr.III/521 dated 29th July, 1952.

**

Sub: Jails-Subjails-Hunger Strike-Submission of daily reports even after the prisoners are admitted in hospitals.

It is considered that Superintendents of Sub-jails should be responsible for the submission of daily medical reports about prisoners resorting to hunger strike, even after the prisoners are admitted in hospitals with reference to rule 40-A in Part III of the Madras Subsidiary Jail Manual. The Inspector General of Prisons, Madras is requested to issue suitable instructions to the Superintendents of Subjails in this regard and to send a copy of the instructions to Government for information.

(Sd.)........

Secretary to Government

To
The Inspector General of Prisons, Madras.

/True Copy/

Note file

Home (Pr.III) Dept.

Extract taken from file bearing C.No.100551 Pr.III/52.

Will the subjail superintendent or the Hospital authorities send the day to day report about the condition of the prisoner..

P.S.
9.6.52.

Resubmitted with reference to A.S.' querry at A above:

2. In G.O.No.311, Home, dated 29.1.46, the Government directed that in future a report on every case of hunger strike in a Jail should be submitted to Government immediately. The I.G. of Prisons was asked to issue necessary instructions to the Superintendent of Jails. In G.O.No.1701, Home dated 12.5.52, rule 40-A of the rules in Part III of the Subjails Manual was amended, laying down that in cases where forcible feeding cannot be given or institutional treatment is necessary, the prisoner may at the discretion of the Medical Officer be sent to the District or Taluk Headquarters Hospital or to the nearest hospital where necessary facilities are available. Since the amendment was issued, no specific instructions have been issued by the Govt. as to who should submit reports about the hunger striker after his admission in the hospital. In another connection, the D.M.S. has stated that all sub jails are situated in places where regular dispensaries are functioning; that facilities exist for recording temperature, pulse, respiration and examination of urine in almost all the Medical Institutions and that it will be practicable for the Medical Officers of all subjails to maintain medical reports containing the above data in respect of prisoners resorting to hunger strike.

p.t.o.

In the circumstances, the question of issue of instructions to the Superintendents, Subjails may be taken up separately in consultation with the Inspector General of Prisons.

3. In this case, the Medical Officer in charge of the subjail and the A.D.M.O. Cuddalore seem to be one and the same persons. The I.G. may therefore be asked to issue instruction to the subjail superintendent that he should continue to send daily reports about the prisoner on hunger strike even after his admission in the hospital. Subject to orders, a draft memo. is submitted for approval.

/True extract/

HOME DEPARTMENT

Please see the extract of notes above. In G.O. No.311, Home, dated 29.1.1946 it was directed that a report on every case of hunger strike in a Jail should be submitted to Government, immediately a copy of it being sent to the Secretary to the Governor direct. Under rule 40-A of the Rules in Part III of the Subsidiary Jail Manual in cases where forcible feeding cannot be given or institutional treatment is necessary, the prisoner on hunger strike may, at the discretion of the Medical Officer, be sent to the District or Taluk Headquarters Hospital or to the nearest hospital where necessary facilities are available. In G.O.Ms.No.2516, Home, dated 12.7.1952, the Government have prescribed a form for the Medical Officers to submit daily reports on hunger strike prisoners. Copies of the G.O. have also been sent to Collectors of the districts for communication to Subjails Superintendents. In the circumstances the Superintendents of Subjails should, it seems be made responsible for the submission of daily reports about prisoners resorting to hunger strike, even after the prisoners are admitted in hospitals with reference to Rule 40-A. The I.G. of Prisons may be asked to issue suitable instructions to Superintendents of Subjails in the matter. Subject to orders, a draft memo is submitted for approval.

(Sd.xxx

(Issued as Memo.No.115914 Pr III/52-1 dated 29.7.52.
(From the I.G. of Prisons No.1018/53/52 dated 1.8.52.

With reference to the memorandum at page 3 c.f. please see the I.Gs' letter together with its enclosure at pages 4-5 c.f. The I.G. has issued circular instructions to all the Superintendents of subjails. The papers may be recorded as G.O. to facilitate future reference.

G.O.Ms.No.2901
Jails-Subjails-Hunger strike-Submission of daily reports after the prisoners are admitted in hospitals-Instructions issued.

/True Copy/

Superintendent.

v.v.18/[illegible].

M.R.O. Madras.